CWP No. 1385 of 2005.

26.10.2007 Present: Mr. Shrawan Dogra, Advocate for the petitioner.

Mr. Rahul Mahajan, Advocate for respondent No.1.

Mr. M.S. Chandel, Advocate General with Ms. Meenakshi Sharma, Deputy Advocate General for respondents No.2 and 3.

Mr. Rahul Mahajan, Advocate submits that the present case is squarely covered by the judgment rendered by this Court in **H.P.S.E.B. versus Balak Ram** (**2007) Labour and Industrial Cases, page 2969**. This statement is not disputed by the learned counsel appearing on behalf of the H.P.S.E.B.

Accordingly, the writ petition is dismissed. The order passed by the Controlling Authority and the Appellate Authority, dated 31.5.2005 is up-held. The amount lying deposited in the Registry of this Court is directed to be released in favour of the respondent. No order as to costs.

(Rajiv Sharma), Judge.

October 26, 2007
(sck)